

SECOND REGULAR SESSION

[P E R F E C T E D]

# SENATE BILL NO. 837

93RD GENERAL ASSEMBLY

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INTRODUCED BY SENATORS LOUDON AND KLINDT.

Read 1st time January 10, 2006, and ordered printed.

Read 2nd time January 17, 2006, and referred to the Committee on Small Business, Insurance and Industrial Relations.

Reported from the Committee February 16, 2006, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up March 2, 2006. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

3660S.01P

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## AN ACT

To repeal sections 379.860 and 383.175, RSMo, and to enact in lieu thereof two new sections relating to changing the membership of governing bodies that administer insurance programs.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 379.860 and 383.175, RSMo, are repealed and two new  
2 sections enacted in lieu thereof, to be known as sections 379.860 and 383.175, to  
3 read as follows:

379.860. 1. This program shall be administered by a governing committee  
2 (hereinafter referred to as "the committee") of the facility, subject to the  
3 supervision of the director, and operated by a manager appointed by the  
4 committee.

5 2. The committee shall consist of thirteen members:

6 (1) Ten members shall be elected from the following:

7 American Insurance Association, two

8 [Alliance of American Insurers] **Property and Casualty Insurers**  
9 **Association of America**, two

10 National Association of [Independent Insurers, two] **Mutual Insurance**  
11 **Companies**, one

12 **Missouri Insurance Coalition**, one

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

13 All other stock insurers, two

14 All other nonstock insurers, two

15 (2) Three members shall be appointed by the director from each of the  
16 following:

17 Missouri insurer, one

18 Licensed agent of an insurer, two

19 Not more than one insurer in a group under the same management or  
20 ownership shall serve on the committee at the same time.

21 3. In case of a vacancy on the governing committee the director shall  
22 appoint a representative to such vacancy pending the designation or election as  
23 provided in the program.

24 4. A temporary governing committee shall be appointed by the director to  
25 serve until an official committee is duly elected and appointed.

383.175. The association shall be governed by a board of eight directors,  
2 to be appointed by the director for the terms specified in the plan of  
3 operation. Two directors shall represent insurers which write bodily injury  
4 insurance in Missouri and are members of the [National Association of  
5 Independent Insurers] **Property and Casualty Insurers Association of**  
6 **America**, two shall represent insurers which write bodily injury insurance in  
7 Missouri and are members of the [American Mutual Insurance Alliance]  
8 **Missouri Insurance Coalition**, two shall represent insurers which write bodily  
9 injury insurance in Missouri and are members of the American Insurance  
10 Association, and two shall represent insurers which write bodily injury insurance  
11 in Missouri but are not members of any of the foregoing trade associations. The  
12 directors shall be reimbursed out of the administrative funds of the association  
13 only for necessary and actual expenses incurred for attending meetings of the  
14 governing board.

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